

PATENT

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS:

Peter GRAHLE, ET AL.-2 PCT

SERIAL NO.:

10/541,016

FILED:

JUNE 28, 2005

GROUP:

3746

TITLE:

SINTERED METAL ROTOR OF A ROTARY PISTON PUMP

## REQUEST TO CORRECT INVENTORSHIP TO ADD INVENTORS UNDER 37 CFR 1.48

MAIL STOP AMENDMENT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Applicants hereby request that the above-identified application be amended to add ALBERT FRIESEN and STANISLAUS RUSS as additional joint inventors so that the inventors for this Patent Application are as follows:

Peter Grahle, a citizen of Switzerland, having an address at Steinenbergstrasse 9, CH-4532 Feldbrunnen, Switzerland;

Peter Haldemann, a citizen of Switzerland, having an address at Lerchenweg 14, CH-2540 Grenchen, Switzerland;

- Walter Nünlist, a citizen of Switzerland, having an address at Maienstrasse 12, CH-4600 Olten, Switzerland;

Heinz Rhyn, a citizen of Switzerland, having an address at Bierhübeli 26, Vorimholz, CH-3257 Grossaffoltern, Switzerland;

Albert Friesen, a citizen of Germany, having an address at Liebfrauenstrasse 41, D-41066 Mönchengladbach, Germany; and Stanislaus Russ, a citizen of Germany, having an address at Teupestrasse 36, D-41065 Mönchengladbach, Germany.

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Accompanying this request are the following documents:

- Statement under 37 C.F.R. §148(a) from the inventors to be added Albert Friesen and Stanislaus Russ that the error of inventorship occurred without deceptive intention on their part;
- Declaration by all inventors, Messrs. Grahle,
   Haldemann, Nünlist, Rhyn, Friesen and Russ under 37
   C.F.R. §1.63;
- 3. Processing fee of \$130.00 as set forth in 37 C.F.R. \$1.17(i); and
- 4. Written Consent of the Assignees, MAHLE

  Motorkomponenten Schweiz AG and PIERBURG GmbH, along
  with a copy of the Assignment from four of the six
  inventors, Messrs. Grahle, Haldemann, Nünlist and Rhyn,
  to MAHLE Motorkomponenten Schweiz AG recorded at Reel
  016834, frame 0165, a copy of an Assignment from the
  remaining two inventors added herein, Messrs. Friesen

and Russ, to MAHLE Motorkomponenten Schweiz AG and PIERBURG GmbH which is being submitted for recordal herewith, and a copy of an Assignment from MAHLE Motorkomponenten Schweiz AG to MAHLE Motorkomponenten Schweiz AG and PIERBERG Gmbh with respect to the inventors Grahle, Haldemann, Nünlist and Rhyn's right, title and interest of the above-identified Application, which is also being submitted for recordal herewith.

In view of the foregoing, Applicants respectfully request that the inventorship for the above-identified Application be amended so that each of Peter Grahle, Peter Haldemann, Walter Nünlist, Heinz Rhyn, Albert Friesen and Stanislaus Russ be named inventors in this Application.

Respectfully submitted

Peter GRAHLE ET AL -2 PCT

COLLARD & ROE, P.C. 1077 Northern Boulevard Roslyn, New York 11576 (516) 365-9802

FJD:qq

Enclosures:

Frederick J. Dorchak Reg. No. 29,298 Edwar R. Freedman, Reb. No. 26,048

Elizabeth Collard Richter, Reg. No. 35,103 Attorneys for Applicants

Statement Under 37 C.F.R. §1.48(a) from Albert Friesen Statement Under 37 C.F.R. §1.48(a) from Stanislaus Russ Declaration

Assent of Assignees

Copy of Assignment to MAHLE Motorkomponenten Schweiz AG

Copy of Assignment from Messrs. Friesen and Russ

Copy of Assignment from MAHLE Motorkomponenten Schweiz AG

Check for \$130.00

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop: AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on June 18, 2007.



#### TED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS:

GRAHLE, P. ET AL-2 PCT

SERIAL NO.: 10/541,016

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3746

TITLE:

SINTERED METAL ROTOR OF A ROTARY PISTON PUMP

STATEMENT UNDER 37 C.F.R. §1.48(a)

MAIL STOP AMENDMENT Honorable Commissioner of Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

I, ALBERT FRIESEN, hereby declare and state that I am a coinventor and the failure to name me as a joint inventor occurred without deceptive intention.

Date: 220207



## UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS:

GRAHLE, P. ET AL-2 PCT

SERIAL NO.: 10/541,016

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JUNE 28, 2005 GROUP: 3746

TITLE:

SINTERED METAL ROTOR OF A ROTARY PISTON PUMP

STATEMENT UNDER 37 C.F.R. §1.48(a)

MAIL STOP AMENDMENT Honorable Commissioner of Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

I, STANISLAUS RUSS, hereby declare and state that I am a coinventor and the failure to name me as a joint inventor occurred without deceptive intention.

STANISLAUS RUSS

2	FULL NAME	FAMILY NAME	FIRST GIVEN NAME	SECOND GIVEN NAME
2 OF INV	OF INVENTOR	RHYN	Heinz	
	RESIDENCE &	CITY .	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
Ó	CITIZENSHIP	Grossaffoltern	SWITZERLAND	SWITZERLAND
4	POST OFFICE	POST OFFICE ADDRESS	CITY	STATE & ZIP CODE/COUNTRY
4	ADDRESS	Bierhübeli 26, Vorimholz	CH-3257 Grossaffoltern	SWITZERLAND
_	FULL NAME	FAMILY NAME	FIRST GIVEN NAME	SECOND GIVEN NAME
2	OF INVENTOR	FRIESEN	Albert	
	RESIDENCE &	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
	CITIZENSHIP	Mönchengladbach	GERMANY	GERMANY
5		POST OFFICE ADDRESS	CITY	STATE & ZIP CODE/COUNTRY
	POST OFFICE ADDRESS	Liebfrauenstrasse 41	D-41066	GERMANY
		Liebii adelisti asse 41	Mönchengladbach	
2	FULL NAME	FAMILY NAME	FIRST GIVEN NAME	SECOND GIVEN NAME
4	OF INVENTOR	RUSS	Stanislaus	
0	RESIDENCE &	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
	CITIZENSHIP	Mönchengladbach	GERMANY	GERMANY
		POST OFFICE ADDRESS	CITY	STATE & ZIP CODE/COUNTRY
6	POST OFFICE ADDRESS		D-41065	GERMANY
		Teupestrasse 36	Mönchengladbach	

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

SIGNATURE OF INVENTOR 201:  DATE: MEL MAN 2007	SIGNATURE OF INVENTOR 202:  Phale a  DATE: 13.3.07
SIGNATURE OF INVENTOR 203:  DATE: 13.3.07	SIGNATURE OF INVENTOR 204: 115
SIGNATURE OF INVENTOR 205:  DATE:  DA	DATE: 05. 06. 200 7

R:\Patents\G\GRAHLE, P. ET AL 2 PCT\DECLARATION.doc / cmm

# ABINED DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY (includes Reference to PCT International Applications

specification of which (check only one item below):

ATTORNEY'S DOCKET NUMBER

GRAHLE, P. ET AL 2 PCT

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

SINTERED METAL ROTOR OF A ROTARY PISTON PUMP

F 1	is attached hereto.	
f l	is attached hereto.	
[ ]	was filed as United States application	
	Serial No.	_ ,
	on	
	and was amended	
	on	(if applicable).
[X]	was filed as PCT international application	
	Number <u>PCT/DE2004/001239</u>	,
	on <u>June 16, 2004</u>	
	and was amended under PCT Article 19	
	on	(if applicable).
state tha	t I have reviewed and understand the conto	ents of the above-identified

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

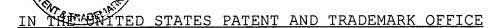
specification, including the claims, as amended by any amendment referred to above.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

PRIOR FOREIGN/PCT APPLICATION(S) AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. 119:

COUNTRY (if PCT, indicate "PCT")	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 35 U.S.C. 119	
GERMANY	103 29 495.3	30 June 2003	X YES []NO	
			[ ]YES [ ]NO	

COMBINED DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY  (Includes Reference to PCT International Applications)  ATTORNEY'S DOCKET NUMBER  GRAHLE, P. ET AL 2 PCT								
I hereby claim the benefit under Title 35, United States Code, Section 119(e) of any United States provisional application(s) listed below.								
		(Applica	tion Numbe	er)		(Fi	ling Date)	
I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclose in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application:								
, PI	PRIOR U.S. APPLICATIONS OR PCT INTERNATIONAL APPLICATIONS DESIGNATING THE U.S. FOR BENEFIT UNDER 35 U.S.C. 120:							
	19	Ù.S. APPLICA	ATIONS		STATUS (Check One)			
U.S	S. APPLICATION N	UMBER	U.S. FILIN	IG DATE	PATENTED	PENDING	PENDING ABANDONE	
							-	
· 	PCT APPLIC	ATIONS DESI	GNATING T	THE U.S.				
		<u> </u>		.,		-		
						+		
the Pate ALLIS EDW	POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (List name and registration numbers):  ALLISON C. COLLARD, Registration No. 22,532;  EDWARD R. FREEDMAN, Registration No. 26,048;  ELIZABETH COLLARD RICHTER, Registration No. 35,103;  EDWARD J. CALLAGHAN, Registration No. 46,594							
Send Correspondence to: COLLARD & ROE, P.C. 1077 Northern Boulevard Roslyn, New York 11576					Customer No. 25889  Direct Telephone Calls to: (name and telephone number) (516) 365-9802		number)	
2	FULL NAME OF INVENTOR	FAMILY NAME			FIRST GIVEN NAME		SECOND GIVEN N	IAME
2		GRAHL	E		Peter			
0	RESIDENCE & CITIZENSHIP	CITY			STATE OR FOREIGN COUNT	RY .	COUNTRY OF CIT	
0		Feldbru	nnen		SWITZERLAND		SWITZERL	
1	POST OFFICE	POST OFFICE	ADDRESS		CITY		STATE & ZIP COD	
1	ADDRESS	Steinen	nenbergstrasse 9		CH-4532 Feldbrunnen		SWITZERL	
2	FULL NAME	FAMILY NAM	Æ		FIRST GIVEN NAME		SECOND GIVEN N	IAME
	OF INVENTOR	HALDE	MANN		Peter		COLD ITTO V OF OUT	TO TOTAL
0	RESIDENCE & CITIZENSHIP	CITY			STATE OR FOREIGN COUNT	RY	COUNTRY OF CIT	
		Grenche			SWITZERLAND		SWITZERL STATE & ZIP COD	
2	POST OFFICE ADDRESS	POST OFFICE			CITY .		SWITZERL	
		Lerchen			CH-2540 Grenche	en	SECOND GIVEN N	
2	FULL NAME OF INVENTOR	FAMILY NAME		FIRST GIVEN NAME		SECOND GIVEN IN	AWE	
		NÜNLI	<u>ST</u>		Walter			
0	RESIDENCE & CITIZENSHIP	CITY			STATE OR FOREIGN COUNT	RY	COUNTRY OF CIT	
١		Olten			SWITZERLAND		SWITZERL	AND ————————————————————————————————————
_	POST OFFICE POST OFFICE ADDRESS		_	CITY		STATE & ZIP COD		
	ADDRESS	Maienst	rasse 12	2	CH-4600 Olten		SWITZERL	AND



APPLICANTS:

GRAHLE, P. ET AL - 2 PCT

SERIAL NO.:

10/541,016

FILED:

JUNE 28, 2005 GROUP: 3746

TITLE:

SINTERED METAL ROTOR OF A ROTARY PISTON PUMP

# ASSENT OF ASSIGNEE TO ADDITION OF INVENTOR UNDER 37 C.F.R. §1.48(a)

#### MAIL STOP AMENDMENT

Honorable Commissioner of Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

MAHLE MOTORKOMPONENTEN SCHWEIZ AG, a corporation of Switzerland, having an office at Niklaus-Wengi-Strasse 10, CH-2540 Grenchen, Switzerland, and PIERBURG GMBH, a corporation of Germany, having an office at Alfred-Pierburg-Strasse 1, D-41460 News, Germany, state that they are the assignees of the entire right, title and interest in the patent application identified above by virtue of an assignment from the inventors Peter Grahle, Peter Haldemann, Walter Nünlist, Heinz Rhyn to MAHLE MOTORKOMPONENTEN SCHWEIZ AG recorded on July 29, 2005 at Reel 016834, Frame 0165, an assignment from the inventors to be added Albert Friesen and Stanislaus Russ to MAHLE

MOTORKOMPONENTEN SCHWEIZ AG and PIERBURG GMBH attached hereto, and an assignment from MAHLE MOTORKOMPONENTEN SCHWEIZ AG to MAHLE MOTORKOMPONENTEN SCHWEIZ AG and PIERBURG GMBH attached hereto.

MAHLE MOTORKOMPONENTEN SCHWEIZ AG and PIERBURG GMBH hereby assent to the correction of inventorship filed herewith.

The undersigned (whose title is supplied below) is authorized to act on behalf of the respective assignee.

MAHLE MOTORKOMPONENTEN SCHWEIZ AG

Date: 13th mach 2007

Name: Or. Peter Smhle Title: Many Director

PIERBURG GMBH

Date: 05.06 2007

Name: A. Friesn te. Junither Title: Senior Homoper Proberist

Pierburg GmbH 06. Jun. 2007

ASSENT OF ASSIGNEE UNDER 37 CFR 1.48.doc

(Hans ter Smitten) Prokurist (Gerd Zimutta) Prokurist

05/05

s.

as set forth in his United States Patent Application

executed concurrently herewith



For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, each undersigned inventor has sold and assigned, and by these presents hereby sells and assigns, unto

name and address of assignce MAHLE MOTORKOMPONENTEN SCHWEIZ AG Niklaus-Wengi-Strasse 10 CH-2540 Grenchen Switzerland

(hereinaster ASSIGNEE) all right, title and interest for the United States, its territories and possessions in and to his invention relating to

title of invention

one

# SINTERED METAL ROTOR OF A ROTARY PISTON PUMP

. 1	executed off			•
	PCT Application No.	PCT/DE2004/001239	filed <u>June 16, 2004</u>	
Letters	Patent of the United Sta	ites which may issue on any su	ich application or for said invi-	tions thercof and in and to any and all ention, including any and all reissues resentatives and assigns to the full end entirely as would have been held and

enjoyed by the undersigned had this Assignment not been made;

Each of the undersigned hereby authorizes and requests the Commissioner of Patents and Trademarks to issue any and

all such Letters Patent to said ASSIGNEE, its successors or assigns in accordance herewith;

Each of the undersigned warrants and covenants that he has the full and unencumbered right to sell and assign the interests herein sold and assigned and that he has not executed and will not execute any document or instrument in conflict herewith;

Each of the undersigned further covenants and agrees that at any time upon request of said ASSIGNEE, its successors, legal representatives or assigns he will communicate to said ASSIGNEE, its successors, legal representatives or assigns all information known to him relating to said invention or patent application and that he will execute and deliver any papers, make all rightful oaths, testify in any legal proceedings and perform all other lawful acts deemed necessary or desirable by said ASSIGNEE, its successors, legal representatives or assigns to perfect title to said invention, to said application including divisions and continuations thereof and to any and all Letters Patent which may be granted therefor or thereon, including reissues or extensions, in said ASSIGNEE, its successors, or assigns or to assist said ASSIGNEE, its successors, legal representatives or assigns in obtaining, reissuing or enforcing Letters Patent of the United States for said invention;

Each of the undersigned hereby grants the firm of COLLARD & ROE, P.C., 1077 Northern Boulevard, Roslyn, New York 11576, U.S.A., the power to insert in this Assignment any further identification which may be necessary or desirable to comply with the rules of the A.S. Patent and Trademark Office for recordation of this Assignment.

name and

name and signature 'continuentors

Name: Peter GRAHLE Date: 25.04.05

Walter NUM IST

Name: Walter NUNLIS Date: 28\_04\_05 Name: Peter HALDEMANN

Date: 28.04.05

Name: Heinz RHYN ... Date: 27.04.05

# **ASSIGNMENT**

For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, each undersigned inventor has sold and assigned, and by these presents hereby sells and assigns, unto

name and

isstgnee

MAHLE Motorkomponenten Schweiz AG Niklaus Wengi-Strasse 10 CH-2540 Grenchen, Switzerland PIERBURG GMBH and Alfred-Pierburg Strasse 1 D-41460 Neuss, Germany

(hereinafter ASSIGNEE) all right, title and interest for the United States, its territories and possessions in and to his invention relating to

itle of nvention

check one

### SINTERED METAL ROTOR OF A ROTARY PISTON PUMP

as set forth in his United Stat	tes Patent Application			
[ ] executed cond	currently herewith			
[ ] executed on				
[X] Serial No.	10/541,016	filed	June 28, 2005	_

in and to said United States Patent Application including any and all divisions or continuations thereof and in and to any and all Letters Patent of the United States which may issue on any such application or for said invention, including any and all reissues or extensions thereof, to be held and enjoyed by said ASSIGNEE, its successors, legal representatives and assigns to the full end of the term or terms for which any and all such Letters Patent may be granted as fully and entirely as would have been held and enjoyed by the undersigned had this Assignment not been made;

Each of the undersigned hereby authorizes and requests the Commissioner of Patents and Trademarks to issue any and all such Letters Patent to said ASSIGNEE, its successors or assigns in accordance herewith;

Each of the undersigned warrants and covenants that he has the full and unencumbered right to sell and assign the interests herein sold and assigned and that he has not executed and will not execute any document or instrument in conflict herewith;

Each of the undersigned further covenants and agrees that at any time upon request of said ASSIGNEE, its successors, legal representatives or assigns he will communicate to said ASSIGNEE, its successors, legal representatives or assigns all information known to him relating to said invention or patent application and that he will execute and deliver any papers, make all rightful oaths, testify in any legal proceedings and perform all other lawful acts deemed necessary or desirable by said ASSIGNEE, its successors, legal representatives or assigns to perfect title to said invention, to said application including divisions and continuations thereof and to any and all Letters Patent which may be granted therefor or thereon, including reissues or extensions, in said ASSIGNEE, its successors, or assigns or to assist said ASSIGNEE, its successors, legal representatives or assigns in obtaining, reissuing or enforcing Letters Patent of the United States for said invention;

Each of the undersigned hereby grants the firm of COLLARD & ROE, P.C., 1077 Northern Boulevard, Roslyn, New York 11576, U.S.A., the power to insert in this Assignment any further identification which may be necessary or desirable to comply with the rules of the U.S. Patent and Trademark Office for recordation of this Assignment.

Name:

Albert FRIESEN

Date:

22-92.02

Name:

Stanislaus RUSS

Date: 22.02.07

names and names and signatures of inventors

R:\Patents\G\GRAHLE, P. ET AL 2 PCT\Assignment.wpd

#### ASSIGNMENT OF U.S. PATENT APPLICATION

WHEREAS, MAHLE MOTORKOMPONENTEN SCHWEIZ AG, having a place of business at Niklaus-Wengi-Strasse 10, CH-2540 Grenchen, Switzerland, (hereinafter referred to as "MAHLE"), is the owner, by assignment recorded on July 29, 2005, Reel 016834, Frame 0165, of the inventors' Peter Grahle, Peter Haldemann, Walter Nünlist, and Heinz Rhyn right, title and interest of the U.S. patent application Serial No. 10/541,016, filed: June 28, 2005, entitled: "Sintered Metal Rotor of a Rotary Piston Pump" (hereinafter referred to as the U.S. PATENT APPLICATION;

WHEREAS, MAHLE and PIERBURG GMBH, having a place of business at Alfred-Pierburg-Strasse 1, D-41460 Neuss, Germany, (hereinafter referred to as "PIERBURG"), are the owners, by assignment of the inventors' Albert Friesen and Stanislaus Russ right, title and interest in said U.S. PATENT APPLICATION;

WHEREAS MAHLE and PIERBURG (together MAHLE and PIERBURG are collectively referred to as ASSIGNEES) are desirous of acquiring the entire right, title and interest of said U.S. PATENT APPLICATION for all of the inventors, and the invention covered thereby;

NOW, THEREFORE, in consideration of ONE DOLLAR (\$1.00) and/or other good and valuable consideration, the receipt of which is hereby acknowledged, MAHLE, by these presents, does sell, assign, and transfer unto ASSIGNEES, its entire right, title and interest of its right in and to said U.S. PATENT APPLICATION, and the invention covered thereby, said invention and subsequent patent to be held and enjoyed to the extent of the interest hereby assigned, by ASSIGNEES, for their own use and enjoyment and that of their respective legal representatives, and assigns to the full end of the terms of said U.S. PATENT APPLICATION and subsequent patent, as fully and entirely as the same would have been held by MAHLE, had this assignment and sale not been made.

MAHLE	MOTORKOMPONENTEN SCHWEIZ AG
by:	Mm
Name:	Or. Pela Grable
Title:	Manying Orechi
Date:_	13th March 2007